



93RD GENERAL ASSEMBLY
State of Illinois
2003 and 2004

Introduced 2/4/2004, by Iris Y. Martinez

SYNOPSIS AS INTRODUCED:

20 ILCS 2310/2310-338 new

Amends the Department of Public Health Powers and Duties Law of the Civil Administrative Code of Illinois. Requires the Department of Public Health to establish and maintain a program to accept reports of asthma cases occurring in the State. Requires physicians and certain health care facilities to give notice to the Department of every case of asthma coming under their care. Sets forth the duties of the Department in administering the program. Requires the Department to submit annual reports to the General Assembly concerning the program. Contains other provisions.

LRB093 20739 BDD 46629 b

FISCAL NOTE ACT
MAY APPLY

1 AN ACT concerning public health.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Department of Public Health Powers and
5 Duties Law of the Civil Administrative Code of Illinois is
6 amended by adding Section 2310-338 as follows:

7 (20 ILCS 2310/2310-338 new)

8 Sec. 2310-338. Asthma reporting.

9 (a) The Department shall establish and maintain a program
10 to accept reports of asthma cases occurring in the State.

11 Every each physician must, within 180 days, give notice to
12 the Department of every case of asthma coming under his or her
13 care.

14 (b) The person in charge of every asthma reporting facility
15 must, within 180 days, give notice of every case of asthma
16 coming under the care of that facility to the Department.

17 All abstracting work performed by an asthma reporting
18 facility under the reporting provisions of this Section shall
19 be performed by a certified asthma registrar. Asthma reporting
20 facilities may establish consortia to engage a certified asthma
21 registrar to perform the reporting requirements of this
22 Section. A "certified asthma registrar" is an individual
23 certified by a nationally recognized not-for-profit
24 organization that certifies asthma registrars. The provisions
25 of this subsection do not apply to any asthma reporting
26 facility that renders services for 100 or fewer cases of asthma
27 per year, as determined by the Department.

28 (c) The Department shall create, and update as necessary, a
29 manual designating which specific data elements must be
30 reported to the Department under this Section. The Department
31 shall make this manual available to every asthma reporting
32 facility and physician required to comply with the provisions

1 of this Section.

2 The Department shall establish and update as necessary a
3 data dictionary to standardize information interpretation of
4 data elements reported by asthma reporting facilities and other
5 health care providers. The Department must make this dictionary
6 available to every asthma reporting facility and physician
7 required to comply with the provisions of this Section.

8 The Department shall, subject to appropriation, establish
9 or contract for regional training programs to provide training
10 to any asthma reporting facility or physician required to
11 comply with the provisions of this Section. The regional
12 training programs must provide training relating to the
13 specific data elements that must be reported under this
14 Section, the data dictionary, and any other subjects that are
15 intended to ensure quality, timely, and complete compliance
16 with this Section.

17 The Department shall meet asthma registry goals
18 established by a nationally recognized central asthma registry
19 organization, unless any such goal is contrary to any provision
20 of law.

21 If an asthma reporting facility fails to comply with the
22 provisions of this Section, the Department may elect to perform
23 registry services for the facility. The asthma reporting
24 facility must reimburse the Department for actual expenses
25 incurred.

26 (d) If a physician or asthma reporting facility violates
27 any provision of this Section, the Department must report that
28 violation to the licensing board or State agency that regulates
29 the physician or facility.

30 (e) The notices required by this Section shall be upon
31 forms supplied by the Department and shall contain such
32 information as shall be required by the Department.

33 (f) For the purposes of this Section, an "asthma reporting
34 facility" means a hospital, clinic, health maintenance
35 organization, or other similar public or private institution.

36 (g) The Department may adopt any rules necessary to

1 implement this Section.

2 (h) The Department must submit an annual report to the
3 General Assembly by December 31 of each year. The report must
4 include: an evaluation of the asthma registry as it relates to
5 timeliness, quality, and completeness; an evaluation of the
6 utility of the registry for scientific research; an evaluation
7 of the access, timeliness, and quality of reporting information
8 to researchers and other similar individuals; an evaluation of
9 the registry's data elements, including treatment, stage of
10 disease, occupation, and residence; an evaluation of the
11 feasibility and utility of inclusion of occupational history
12 and residence history; and an evaluation of integrating the
13 registry with other databases maintained by State agencies and
14 Departments.

15 The reports of asthma cases made under the provisions of
16 this Section may not be divulged or made public by any person
17 so as to disclose the identity of any person to whom they
18 relate, except as authorized by law.